

Allyson M. Smith (AS-4750)
Peter O. Hughes (admitted *pro hac vice*)
Attorneys for Defendant
Novartis Consumer Health, Inc.

FURTHER ORDERED that plaintiff's Complaint be and hereby is **DISMISSED**
WITH PREJUDICE; and it is

FURTHER ORDERED that plaintiff's Motion to Amend the Complaint to add Nestle Healthcare Nutrition as a Defendant is **DENIED**.

SO ORDERED.

Richard M. Berman, U.S.D.J.